

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

BEHAVIORAL HEALTH INDUSTRY  
NEWS, INC. D/B/A OPEN MINDS,

Plaintiff,

v.

MENTAL HEALTH SYSTEMS, INC.,

Defendant.

Civil Action

No.: 1:16-cv-01874-CCC

**DEFENDANT’S MOTION TO DISMISS FOR LACK OF PERSONAL  
JURISDICTION OR, IN THE ALTERNATIVE, TO TRANSFER THIS  
CASE TO THE SOUTHERN DISTRICT OF CALIFORNIA**

Pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure, Defendant Mental Health Systems, Inc., by and through its attorneys, DLA Piper LLP (US), hereby moves this Court to dismiss Plaintiff’s Complaint for lack of personal jurisdiction or, in the alternative, to transfer this case to the United States District Court for the Southern District of California pursuant to 28 U.S.C. § 1404(a). The reasons in support of this Motion are set forth more fully in the accompanying Brief in Support.

Respectfully submitted,

/s/ Lauren M. Wilchek

**DLA PIPER LLP (US)**

Lauren M. Wilchek

Identification No.: 207101

One Liberty Place

1650 Market Street, Suite 4900  
Philadelphia, PA 19103  
(215) 656-3300  
(215) 656-3301 (*fax*)  
lauren.wilchek@dlapiper.com

Pamela Naughton  
Rebecca Roberts  
401 B Street, Suite 1700  
San Diego, CA 92101  
(619) 699-2700  
(619) 699-2701 (*fax*)  
pamela.naughton@dlapiper.com  
rebecca.roberts@dlapiper.com  
*Pro hac vice applications anticipated*

Attorneys for Defendant Mental Health  
Systems, Inc.

**CERTIFICATE OF SERVICE**

I hereby certifies that a copy of the foregoing Defendant's Motion to Dismiss for Lack of Personal Jurisdiction or, in the Alternative, to Transfer this Case to the Southern District of California was served by first-class mail, postage prepaid, on September 19, 2016, upon counsel of record:

Dana W. Chilson  
Elizabeth S. Daniels  
**MCNEES WALLACE & NURICK LLC**  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108-1166

/s/ Lauren M. Wilchek